United Nations S/2006/357

Security Council

Distr.: General
1 June 2006
English
Original: French

Draft resolution

The Security Council,

Recalling its previous resolutions and statements of its President relating to the situation in Côte d'Ivoire and in the subregion, in particular its resolutions 1652 (2006) of 24 January 2006 and 1667 (2006) of 31 March 2006, and *reaffirming* in particular the provisions of paragraph 3 of resolution 1667,

Reaffirming its strong commitment to the sovereignty, independence, territorial integrity and unity of Côte d'Ivoire, and recalling the importance of the principles of good-neighbourliness, non-interference and regional cooperation,

Taking note of the reports of the Secretary-General dated 3 January 2006 (S/2006/2) and 11 April 2006 (S/2006/222) and his letters addressed to the President of the Security Council dated 1 February 2006 (S/2006/71), 22 March 2006 (S/2006/184) and 25 May 2006 (S/2006/334),

Expressing its serious concern at the persistence of the crisis in Côte d'Ivoire and of obstacles to the peace and national reconciliation process from all sides,

Determining that the situation in Côte d'Ivoire continues to pose a threat to international peace and security in the region,

Acting under Chapter VII of the Charter of the United Nations,

1. *Notes* the recommendations of the Secretary-General contained in his report dated 3 January 2006, in particular its paragraphs 48 and 52, and *noting* that those recommendations have been reiterated in the Secretary-General's report dated 11 April 2006;

2. *Authorizes* until 15 December 2006 an increase in the strength of the United Nations Operation in Côte d'Ivoire (UNOCI) of up to 1,500 additional personnel, including a maximum of 1,025 military personnel and 475 civilian police personnel;

3. *Expresses* its intention to keep under review the appropriate personnel levels for UNOCI, in light of the situation in Côte d'Ivoire and in the subregion;

4. *Decides* to remain actively seized of the matter.

06-37354 (E) 020606

United Nations S/2006/358

Security Council

Distr.: General
1 June 2006

Original: English

Letter dated 29 May 2006 from the President of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994 addressed to the President of the Security Council

On 26 March 2004, the Security Council adopted resolution 1534 (2004). In its resolution, the Security Council requested the Tribunals to provide to the Council by 31 May 2004, and every six months thereafter, assessments by its President and Prosecutor, setting out in detail the progress made towards implementation of the completion strategy of the respective Tribunals, explaining what measures have been taken to implement this completion strategy, and what measures remain to be taken.

After consulting with the Prosecutor and in conformity with the resolution, I am pleased to submit to you a revised version of the completion strategy of the International Criminal Tribunal for Rwanda, containing the assessment requested (see enclosure.)

(*Signed*) Erik **Møse**
President

06-37238 (E) 120606

Enclosure

Completion strategy of the International Criminal Tribunal for Rwanda

Summary

This document details the Completion Strategy of the International Criminal Tribunal for Rwanda (ICTR), based on the information available as of 19 May 2006. It takes into account the deadlines set in Security Council resolutions 1503 (2003) and 1534 (2004).

Cases of twenty-seven persons have been completed in the first instance. Trials involving twenty-seven accused are in progress. Consequently, the number of persons whose trials have either been completed or are in progress is fifty-four. Fifteen detainees are awaiting trial, three of whom were indicted in 2005. From this group of fifteen detainees, the Prosecutor proposes to request the transfer of five persons to national jurisdictions for trial.

Eighteen indicted persons are still at large, thirteen of whom were indicted before 2005. The Prosecutor intends to request the transfer of at least twelve of these eighteen persons to national jurisdictions for trial leaving no more than six of this group of indictees for trial at the ICTR.

The cases involving the twenty-seven accused whose trials are currently in progress will be completed from 2006 onwards. Trials of the remaining sixteen accused (ten detainees awaiting trial and six indictees at large) will commence as soon as Trial Chamber and court room availability permits. On the basis of the information presently available, it is estimated that by the end of 2008, the Tribunal would have completed trials involving sixty-five to seventy persons.

The Tribunal has adopted numerous measures to speed up trials. This version of the Completion Strategy also describes new initiatives associated with the management of information and evidence by the Office of the Prosecutor, as well as the Registry's support to the efficient management of trials. Furthermore, the document gives an overview of the Tribunal's Outreach Programme, including capacity building in Rwanda.

Introduction

The present document contains an up-dated and revised version of the ICTR Completion ategy as of 19 May 2006. It takes into account Security Council resolutions 1503 (2003) and 34 (2004), adopted on 28 August 2003 and 26 March 2004, respectively. The document has en progressively elaborated based on contributions from the President, the Prosecutor, and Registrar. The basis for the consultations between these three organs was originally a cument entitled "Completion Strategy of the Office of the Prosecutor", which contained velopments as of 29 April 2003.[1] The present document, which is the seventh report on the mpletion Strategy, is based on revised information provided by the Prosecutor and recent velopments in 2005.[2] Revised and updated reports on the ICTR Completion Strategy will be bmitted in conformity with Resolution 1534 (2004).

It is recalled that the first accused was transferred to Arusha in May 1996. Since the first al started in January 1997, the ICTR has handed down twenty-one judgments involving enty-seven accused. Of these, twenty-four persons were convicted and three acquitted. Six of ese convicted persons are presently serving their sentences in Mali. The total output of the cond mandate (1999-2003) amounts to nine judgments involving fourteen accused, which is uble the number of accused that were tried in the first mandate (1995-1999). So far in the ird mandate (2003-2007), the Tribunal has commenced fifteen cases involving twenty-three cused and delivered six judgments involving six accused. This brings the total number of dgments to twenty-one in respect of twenty-seven persons, which is reflected in Annex I.

In addition to the twenty-seven persons whose cases have been completed in the first stance, twenty-seven accused are involved in eleven trials. Five of these trials are multi-cused cases and very voluminous: the Butare case (six accused), the Military I case (four cused), the Government case (four accused), the Military II case (four accused) and the aremera *et al.* case (three accused). There are six single-accused trials: Seromba ommencement on 20 September 2004), Muvunyi (28 February 2005), Rwamakuba (9 June 005), Mpambara (19 September 2005), Zigiranyirazo (3 October 2005) and Karera (9 January 006). Further details are given below (II). Consequently, the total number of accused whose ials have been completed or are in progress is fifty-four.

[1] The first version of the ICTR Completion Strategy was submitted to United Nations Headquarters on 14 July 2003. That document as prepared notably within the context of General Assembly resolution 57/289 (2003) para. 15 (a), which provided that the pposed budget of the ICTR for 2004-2005 should include "detailed information as to how the resources requested for the eriod would support the development of a sound and realistic completion strategy". A second version of the ICTR Completion rategy was submitted to United Nations Headquarters on 29 September 2003. This document formed the basis of the request to crease the number of *ad litem* judges sitting "at any one time" from four to nine. By resolution 1512 (2003), the Security ouncil granted the request. The third version of the document was submitted to the President of the Security Council on 30 April 004 and formed the basis of the assessments provided by the ICTR President and Prosecutor during the Council's meeting on 29 ne 2004. On 19 November 2004, the ICTR submitted the fourth version of its Completion Strategy, which was considered by e Security Council on 23 November 2004. A fifth version of the document was submitted on 23 May 2005, whereas the sixth ersion was made available on 30 November 2005.

[2] Following his first address to the Security Council in October 2003, the new ICTR Prosecutor, Mr Hassan B. Jallow, reviewed l the cases that were not currently on trial, with a view to determining which cases could reasonably be completed within the me frame set by the Security Council in Resolution 1503. The document dated 28 February 2004, entitled "Completion Strategy the Office of the Prosecutor", was the result of this review.

4. There are fifteen detainees awaiting the commencement of their trials, three of whom were indicted in 2005. The Prosecutor intends to request the transfer of five persons to national jurisdictions for trial. The remaining ten detainees will have their cases heard when the Tribunal's capacity so allows (III and para. 33).

5. There are eighteen indicted persons at large, five of whom were indicted in 2005. The Prosecutor intends to request the transfer the cases of twelve persons to national jurisdictions for trial (para. 34).

6. Some of the accused at large may be dead, whereas others may not be arrested. Consequently, the actual number of persons brought to trial at the ICTR may be less than the number projected above. As part of the Completion Strategy, the Prosecutor has formulated a more aggressive programme for tracking and apprehension of fugitives. The Tracking Team Section within the Investigation Division has been re-organised and strengthened. The Prosecutor has also visited a number of Member States of the United Nations with a view to securing their political support and cooperation for the arrest and transfer of fugitives.

7. The Prosecutor considers that approximately forty suspects could be tried in national jurisdictions. He is currently engaged in discussions with some States for this purpose and has already transferred thirty case files to Rwanda and one case file to Belgium. In the event that it is not possible to transfer some of these cases to national jurisdictions, the Prosecutor will return to the Security Council with alternative proposals (VI).

8. Security Council resolution 1503 (2003) provides that all work of the ICTR and the International Criminal Tribunal for the Former Yugoslavia (ICTY) shall be completed by 2010. It is difficult at this stage to indicate a completion strategy for the ICTR Appeals Chamber, as it is linked to the ICTY completion strategy. It is recalled, however, that all judgments, except two, have been appealed. There are currently nine judgments, involving thirteen persons, either on appeal or review (Kamuhanda, the Cyangugu case, Gacumbitsi, Ndindabahizi, the Media case, Muhimana, Simba, Niyitegeka and Rutaganda). It is anticipated that the Appeals Chamber's already heavy workload will, in all likelihood, continue to increase. It has been observed from past experiences, that appeals are normally lodged by both (in multi-accused cases all) parties. Therefore, the real number of appeals is much higher than the number of judgments on appeal. As the work load of the Trial Chambers decreases, the focus will shift to the Appeal Chamber where a drastic increase in work is anticipated. This increase is further compounded by the fact that the Judges of the Appeals Chamber also consider ICTY appeals. There will, at some stage, be a need to increase the number of judges at the Appeals Chamber if there are to be any reasonable prospects of completing the appeals by 2010. This will require an amendment of the Statute.

II. Activities in Chambers

9. On 3 December 2003, *Trial Chamber I* delivered judgment in the "Media case", which was heard during the second mandate. It has also been hearing the continuation of the Military I

case (Bagosora, Kabiligi, Ntabakuze and Nsengiyumva), transferred from the previous Trial Chamber III. The Prosecution closed its case in September 2004 after having called eighty-two witnesses. The Defence case started in April 2005 and is approaching the end. The Military I trial has been twin-tracked with the Ndindabahizi trial (from 1 September 2003), in which judgment was delivered on 15 July 2004; the Simba trial (from 30 August 2004), where judgment was delivered on 13 December 2005; and the Mpambara trial (from 19 September 2005), in which judgment is now being drafted.[3]

10. *Trial Chamber II* was engaged in three trials concurrently during the second mandate. Judgment in the Kajelijeli trial was rendered on 1 December 2003. The Kamuhanda trial concluded with judgment on 22 January 2004. Particularly voluminous is the Butare trial. It involves six accused, which is the largest number of accused jointly tried (Nyiramasuhuko, Ntahobali, Nsabimana, Nteziryayo, Kanyabashi and Ndayambaje).[4] In the third mandate, Trial Chamber II has given priority to the completion of the Butare trial. The Prosecution closed its case after having called fifty-nine witnesses and the Defence commenced its case on 31 January 2005. On 5 November 2003, the Trial Chamber started the trial in the Government case, involving four government ministers (Casimir Bizimungu, Justin Mugenzi, Jerome Bicamumpaka and Prosper Mugiraneza). The Defence case, which commenced on 1 November 2005, is currently being presented. On 20 September 2004, the Military II trial started, and the Prosecution is currently presenting its case. The Muvunyi trial, which commenced on 28 February 2005, is now approaching the stage of closing arguments. On 13 April 2006, judgment was rendered in the Bisengimana case (guilty plea).

11. *Trial Chamber III* heard three trials contemporaneously during the second mandate: the Semanza case (one accused; judgment on 16 May 2003), the Cyangugu trial with three accused (Ntagerura, Bagambiki and Imanishimwe; judgment on 25 February 2004), and the Military I trial. Following the reconstitution of the Chambers in early June 2003, this case was transferred to Trial Chamber I (para. 9). In the third mandate, Trial Chamber III conducted the Gacumbitsi trial (from July 2003), where judgment was delivered on 17 June 2004, and the Muhimana trial (from March 2004), where judgment was delivered on 28 April 2005. The Karemera *et al.* case commenced on 27 November 2003. Following the Appeals Chamber's decision of 28 September 2004 and its reasons of 22 October 2004, the trial had to commence *de novo*. One of the accused, André Rwamakuba was subsequently severed from this case, and his trial commenced on 9 June 2005. This trial concluded with closing arguments on 21 April 2006. The Karemera *et al.* trial, with the remaining three accused, commenced on 19 September 2005 before a different Trial Chamber Section in Trial Chamber III. The Prosecution is presenting its case. In the Seromba trial, which started on 20 September 2004, closing arguments are

[3] "Twin-tracking" means that two trials are heard in consecutive slots, and is illustrated as follows: Trial A five weeks, trial B five weeks, trial A five weeks, etc. Defence counsel in trial A will leave Arusha while trial B is heard. The purpose of this system is to use inevitable breaks during one trial to ensure progress of another case. Such breaks allow the Prosecution and the Defence to prepare for the next stage of the proceedings (for instance by interviewing witnesses etc.).

[4] One of the judges in this Chamber was not re-elected for the third mandate (2003-2007). In resolution 1482 (2003), the Security Council did not extend his mandate for the purpose of enabling him to continue sitting on the Butare case. On 15 July 2003, the Chamber decided that the trial should continue with a substitute judge under Rule 15 *bis* of the Rules of Procedure and Evidence ("the Rules"). Appeals against this decision were dismissed by the Appeals Chamber on 24 September 2003.

scheduled for 27 June 2006. The Zigiranyirazo trial commenced on 3 October 2005 and the Prosecution is expected to close its case at the end of June 2006. On 14 March 2005, Trial Chamber III rendered judgment in the Rutaganira case (guilty plea).

12. The thirteen single-accused cases that have commenced in the third mandate led to two judgments in 2004 (Gacumbitsi, Ndindabahizi), three judgments in 2005 (Rutiganira, who pleaded guilty; Muhimana; and Simba) and one judgment in 2006 (Bisengimana, who pleaded guilty). Two further judgments are expected to be rendered in the next few weeks (Rwamakuba and Mpambara). The presentation of the Defence cases in the Military I trial is expected to be completed in 2006. The Butare, Government and the Military II cases are estimated to be completed in 2007. An overview of on-going trials is presented in Annex 2.

III. Remaining Detainees

13. Fifteen detainees are awaiting the commencement of their respective trials. These cases will result in single-accused trials, some of which will commence in 2006, depending on Trial Chamber capacity. These detainees are identified in Annex 3.

14. All of the remaining indicted persons may not be tried by the ICTR. In determining which individuals should be tried before the ICTR, the Prosecutor will be guided by the need to focus on those who are alleged to have been in positions of leadership and those who allegedly bear the greatest responsibility for the genocide. This approach is in conformity with Security Council resolution 1534 (2004). The criteria to be taken into consideration when making this determination are as follows:

- the alleged status and extent of participation of the individual during the genocide;
- the alleged connection an individual may have with other cases;
- the need to cover the major geographical areas of Rwanda in which the crimes were allegedly committed;
- the availability of evidence with regard to the individual concerned;
- the concrete possibility of arresting the individual concerned;
- the availability of investigative material for transmission to a State for national prosecution.

15. On the basis of these criteria, the Prosecutor intends to transfer the cases of five of the present detainees to national jurisdictions for trial.[2] It will be for the Trial Chambers to decide on the requests for transfer.

[2] As discussions with States are on-going, it is not possible to identify the five cases involving detainees that may be transferred to national jurisdictions.

IV. Workload Relating to the Detainees

16. The analysis provided above (II-III) indicates that, in addition to the judgments involving twenty-seven persons, the ICTR will deliver judgments in at least twenty-one cases in respect of thirty-seven persons from 2006 onwards (twenty-seven accused currently on trial and ten detainees).[6] Consequently, there is a need to estimate the time required to complete the trials of these persons.

17. Estimating the required number of trial days for the completion of these trials has its difficulties. However, for the purposes of continuity and the assessment of progress, the methodology used in the previous versions of the Completion Strategy, will be maintained. Calculations and projections made in these documents were premised on a sixty-two trial day average per accused.

18. It is recalled, firstly, that the estimates in previous Completion Strategy submissions were based on the number of witnesses and hours needed to present the Prosecution case, cross-examination and the Defence case. Since then, there has been considerable progress in many trials. For ease of reference, the table that formed the basis for the estimate of sixty-two trial days per accused is annexed to this document (Annex 4).

19. Secondly, the length of Defence cross-examination depends on factors relating to each individual case. Experience shows that in cases involving one accused, the cross-examination of Prosecution witnesses will generally take about the same amount of time as the examination-in-chief. In some instances, it may even be shorter. In multi-accused trials, the time taken for cross-examination often exceeds the time taken in examination-in-chief, particularly if the witness gives evidence implicating more than one or all the accused. It is assumed, as a working tool, that the total time taken for the cross-examination of a Prosecution witness will normally not exceed the total time taken for the examination-in-chief of that witness, when all cases are considered as a whole. In this context, it is taken into account that the Prosecution's list of witnesses has usually been reduced during trial.

20. Finally, it is recalled that information about Defence cases is difficult to obtain, particularly since most of these cases have not yet started and there is the issue of confidentiality when it comes to the trial strategy of the Defence. As a working tool, it is assumed that the time needed for the presentation of the Defence case should not exceed the time required for the presentation of the Prosecution case. Experience shows that it may sometimes take less time.

21. The computation of sixty-two trials per accused is an estimation. It is possible that trials will consume different amount of time with some exceeding this estimation.[7] Factors which

[6] The twenty-one cases involving thirty-seven accused are Butare (6), Military I (4), Government (4), Military II (4), Karemera *et al.* (3), Rwamakuba (1), Seromba (1), Muvunyi (1), Mpambara (1), Zigiranyirazo (1), Karera (1) as well as seven single-accused trials of detainees indicted prior to 2005 and three newly indicted detainees.

[7] In some cases, trial time was significantly less that sixty-two trial days per accused (Elizaphan and Gerard Ntakirutimana: thirty trial days per accused; Niyitegeka: thirty-five trial days; Gacumbitsi: thirty-two trial days; Ndindabahizi: twenty-seven trial days; Muhimana: thirty-four trial days; Mpambara: twenty-eight trial days).

influence trial time include the differences in indictments in relation to the number of counts and the seriousness of the allegations; the alleged positions and roles of the accused and whether they are alleged to have acted alone or in concert with others, which may determine whether they are tried separately or jointly; and the nature, scope and length of the testimonies.

Trials in Progress

22. The on-going trials are at different stages of completion. In the Butare trial (involving six accused), the Prosecution closed its case after 212 days of trial. The Defence case commenced on 31 January 2005 and has proceeded over 163 trial days. Based on the premise that the Defence case will take as much time as the Prosecution case, a further forty-nine trial days will be required for the Defence case. At this stage, there are indications that this trial may require more time to be completed, for reasons mentioned above (para. 21).

23. In the Military I trial, the Prosecution closed its case after 202 trial days. The Defence case commenced on 11 April 2005 and has proceeded over 124 days of trial. A further seventy-eight trial days will be required for the presentation of the Defence case, based on the premise that the Defence case will take as long as the Prosecution case.

24. In the Government case, involving four accused, the Prosecution has closed its case after 178 trial days. The presentation of the Defence case has since proceeded over fifty-one trial days. Based on the estimation that the Defence case is expected to take as much time as the Prosecution case, the four Defence teams will require a further 127 trial days for the presentation of their respective cases.

25. The Military II case of four accused will require 248 trial days, based on the estimation of sixty-two trial days per accused. This trial commenced on 20 September 2004 and has since been conducted over 166 trial days. A further eighty-two trial days will be required for the completion of this trial.

26. In the Seromba trial (one accused), the proceedings have been adjourned for closing arguments after sixty-seven trial days. A maximum of two days will be required for these closing arguments.

27. The single-accused Muvunyi trial commenced on 28 February 2005 and has since proceeded over seventy-six trial days. About four trial days will be required to complete the taking of evidence and the closing arguments.

28. The Karemera *et al.* trial of three accused commenced *de novo* on 19 September 2005 after eight days of pre-trial hearings and status conferences. The trial has since proceeded over forty-six trial days. Based on the estimation of sixty-two trial days per accused, a further 140 trial days will be required for the completion of trial.

29. The Zigiranyirazo trial commenced on 3 October 2005 and has since proceeded over thirty-five trial days. Based on the estimation of sixty-two trial days for a single accused trial, a further twenty-seven trial days will be required for the completion of trial.

30. The Karera trial, which commenced on 9 January 2006, has been in progress over twenty-two trial days. Based on the estimate of sixty-two trial days for a single accused trial, a further forty trial days will be required for the completion of this trial.

31. Trial proceedings in the Rwamakuba case and Mpambara case have closed on 21 April 2006 and 3 May 2006, respectively. Judgments are expected in the next few weeks.

32. The cumulative time required for the completion of trials that are presently in progress is 549 trial days. Again, these are only estimates. Some trials may require longer time, others less. Additional time will be required for judgment writing and for the delivery of judgment.

Detainees Awaiting Trial

33. There are fifteen detainees, five of whom the Prosecutor intends to transfer to national jurisdictions for trial (paras. 13-15). Trials of the remaining ten persons will require 620 trial days, based on the average of sixty-two trial days per accused.

V. Workload Relating to Persons at Large and the Eight New Indictments

34. There are currently eighteen accused at large, twelve of whom the Prosecutor intends to transfer to national jurisdictions for trial. Based on the average of sixty-two trial days per accused, trials of the remaining six accused will require 372 days.

35. The Completion Strategy of September 2003 indicated that twenty-six suspects were at large. As the Prosecutor's strategy is to prosecute, before the ICTR, those persons bearing the greatest responsibility for the crimes committed in Rwanda in 1994, the number of suspects under investigation was reduced to sixteen in the Completion Strategy submission of April 2004.[5] Following the completion of investigations in respect of the genocide, the files involving eight of these persons have been closed due to lack of evidence. Eight indictments against the remaining eight suspects have been confirmed. Five of these persons remain at large and are included in the eighteen fugitives mentioned above (para. 34). The Prosecutor has also taken account of the mandate of the ICTR, as emphasized by Resolution 1503, to investigate reports of violations by the Rwanda Patriotic Front (RPF).

36. Once an individual is indicted, substantial investigations must be continued in order to support the trial team. Additional investigations may be needed to replace the evidence of witnesses who may have died, to assist in the interviewing of witnesses prior to their travel to Arusha, to supplement and corroborate the evidence, and to address the Defence case and any possible rebuttal.

[5] In the November 2004 version of the Completion Strategy the number was fifteen. The correct figure is sixteen.

37. All investigations in respect of the genocide have now been completed, as requested by Resolution 1503 (2003). Moreover, when the eight indictments were submitted for confirmation, the Prosecutor ensured that these cases were ready for trial, in the sense that all approved identified investigations are completed, a draft pre-trial brief is prepared, together with draft exhibits and witness lists, and that disclosure searches (as of that date) are completed. This will ensure that (i) there will be no delay in trial preparations when the accused is transferred to the Tribunal; (ii) the case can be more readily assigned to a new Prosecution team if necessary; or (iii) referred to a national jurisdiction pursuant to Rule 11 *bis* of the Rules.

38. The Office of the Prosecutor's investigations section continues to provide support in respect of ongoing trials and appeals. There will now be a shift in emphasis from classical investigations to trial and appeals support, with the completion of investigations against the eight recently indicted persons.

VI. Transfer of Cases by the Prosecutor to National Jurisdictions

39. The Completion Strategy of September 2003 indicated that about forty cases were earmarked for transfer to national jurisdictions. According to the April 2004 Completion Strategy, the Prosecutor increased the number of these cases to forty-one. He is currently engaged in discussions with some States for this purpose. His intention is to transfer, in some cases, files in respect of which investigations have been completed and are trial ready and, in other cases, dossiers requiring further investigations by the receiving country. The decision to transfer cases to national jurisdictions is a judicial one in cases where indictments exist. The Prosecutor intends to proceed under Rule 11 *bis* in respect of seventeen persons: five detainees (paras. 14-15 and 33) and twelve indictees at large (para. 34). In addition, the Prosecutor envisages the transfer of files involving thirty-two individuals to national jurisdictions for trial. This process has commenced. Case files in respect of thirty suspects have already been transferred to Rwanda and in respect of one suspect to Belgium.

40. In preliminary discussions with national authorities, the Office of the Prosecutor has ascertained that the laws of the State in which some suspects are present may not confer jurisdiction over these suspects or the crimes they allegedly committed. Others have investigated the cases and not pursued them, and may be reluctant to re-open these cases. Many of the suspects are in less-developed countries where judicial systems are under strain arising from the prosecution of their own accused. The Prosecutor believes that it is important to explore the possibility of transferring cases to African countries where certain suspects are now living, despite the above constraints.

41. Transfer of cases to Rwanda raises several issues. One involves the death penalty, which is applicable in genocide cases, though only rarely implemented. There is also the issue of the capacity of the Rwandan judicial system to handle such cases at a time when it faces difficulties in coping with thousands of local cases connected with the genocide. Since many of the cases earmarked for transfer are destined for Rwanda, the issue of resources may therefore

affect the proposed transfer of cases to Rwanda. The Tribunal is currently conducting programmes to contribute to capacity building in Rwanda (Annex 5).

42. The Prosecutor will initiate discussions with States regarding transfer of cases and transmissions of files. He will insist on compliance with international standards of fair trial on the files transmitted. In the event that it is not possible to transfer or transmit these cases to national jurisdictions, he will make alternate proposals to the Security Council and highlight the related budgetary implications.

VII. Total Remaining Workload

43. The estimated number of trial days required for the completion of all trial work is 1,541 trial days. This is a cumulative assessment made on the basis that 549 trial days will be required for the completion of trials in respect of the twenty-seven persons presently on trial (para. 32); 620 trial days will be needed to complete trials in respect of the ten detainees awaiting trial (para. 33); and 372 trial days will be required for the completion of trials in respect of the six indictees at large (para. 34).

44. In 2003, the Trial Chambers sat a total of 498 trial days. In 2002, the three Trial Chambers sat a total of 414 trial days. In 2001, the Chambers sat a total of 340 trial days. Examination of the Chambers' actual sitting times shows that the amount of time that a Chamber was able to devote to trials over this three year period was 135 trial days in 2001, 150 trial days in 2002 and 166 trial days in 2003. In previous Completion Strategy submissions, projections were premised on an average of 150 trial days per year, per Trial Chamber Section. For reasons mentioned above (para. 17), estimates in this document will be based on this average.

45. Factors which contributed to a reduction in the number of trial days included the difficulty to obtain the appearance of witnesses from Rwanda and illness on the part of judges and counsel. The ICTR has taken several steps to ensure that such factors are minimized in the future. In particular, the Rules have been amended to allow for a Trial Chamber to continue the trial in the eventuality of a judge being ill, absent or permanently unavailable (Rule 15 *bis*).[9] The insistence by the Trial Chambers on having two Defence counsel and, in the event of illness or absence of one counsel, requiring the remaining counsel to continue, will reduce the occurrence of interruptions of trials. At present, witnesses from Rwanda are appearing before the ICTR. It is important that this situation continues.

46. Experience shows that it is difficult to ensure that witnesses are always available, even with the use of additional witnesses present in Arusha in case of unavailability. A frequent situation in practice is that Prosecution or Defence counsel requires additional time to prepare witnesses for examination-in-chief. The Chambers also have to allow Prosecution and Defence additional time for the preparation of cross-examination in situations where unexpected evidence emerges or evidence is tendered without proper notice. Sufficient time is needed for pre-trial hearings,

[9] In 2003, there was a disruption to trial proceedings because some of the judges were not re-elected.

deliberation on motions and judgment writing. These circumstances combined with illness and other forms of unavailability of witnesses, not only reduce the number of trial days but also the number of sitting hours per trial day. Nevertheless, the Chambers will continue their efforts to increase the time spent in the court room.

VIII. Past and Present Strategies

47. **Pre-trial Stage**. At the commencement of the second mandate, in June 1999, there was a considerable number of pending pre-trial motions. The Prosecutor at that time requested the joining of a large number of accused in one case, at one point asking for the confirmation of a joint indictment for over twenty suspects. The Confirming Judge denied the request. The Prosecutor then asked for joinder of smaller numbers of accused, who allegedly participated in the same criminal transaction, such as the use of public media, the actions of military officials, government officials, or alleged crimes in certain geographical areas of Rwanda (Butare, Cyangugu). This led to a considerable number of motions from the Prosecution requesting amendments of indictments and the joinder of accused. In addition, a large number of motions were filed by the Defence.

48. Consequently, the first priority for the Chambers in 1999 was to reduce the number of motions in order to move cases to the trial stage. To facilitate this, the judges amended the Rules in order to allow for motions to be considered solely on written pleadings and also by a single judge. These measures taken to reduce the workload of outstanding motions increased the efficiency of the Chambers and reduced costs in connection with oral hearings of motions. After having reduced the number of pending motions to a minimum, full translation and disclosure of documents was ordered before all three Trial Chambers could commence with trial.

49. Additionally, changes to the Rules were adopted by the judges in the Plenary to regulate the pre-trial process and to restrict the number of interlocutory appeals that were delaying the commencement of trials. Through pre-trial and pre-defence status conferences, a Trial Chamber has the authority to streamline trial proceedings. In particular, the parties may be ordered to file briefs addressing the factual and legal issues, identifying contested matters, and provide a list of witnesses intended to be called, along with a summary of the facts and the specific allegations in the indictment on which the witnesses will testify. Moreover, the parties must give an estimate of the time that will be taken by each witness to give their evidence, and the Trial Chamber may order a reduction in the number of witnesses and the time for witnesses to give evidence-in-chief. The Trial Chamber may also order information on the status of exhibits (Rules 73 *bis* and *ter*).

50. A useful step was the establishment of the Trial Committee in 2003, which is composed of representatives of Chambers, the Registry and the Prosecution. The Committee, which is in contact with the various Defence teams, has facilitated the trial-readiness of several new cases. A Translation Working Group has studied ways to speed up translation of documents and thus avoid delays in the judicial proceedings.

51. Guilty pleas reduce the length of trials. Experience shows that not more than a day is needed for a Chamber to satisfy itself that a guilty plea is informed, unequivocal, and made freely and voluntarily. The writing of the judgment requires limited time. Unlike the situation at the ICTY, very few accused have pleaded guilty at the ICTR.[10] It is difficult at this stage to estimate how many accused at the ICTR may in future plead guilty. At the Plenary Session in May 2003, the Rules were amended, providing a legal basis for plea-agreements.

52. **The Trial Stage:** All Trial Chambers have been conducting trials on a twin-track basis (in some instances also on a "triple-track" basis). This strategy resulted in the production of a considerable number of judgments in 2003. However, twin-tracking of two big cases or more is cumbersome. Experience shows that the best model is to twin-track one big and one small case, and this strategy will be followed in the future, unless the big case is particularly voluminous and complex. When required, the ICTR is using the so-called "shift system", which ensures that one court room is used for two cases heard in morning and afternoon sessions. The shift system operates in a morning shift from 8.45 to about 13.00 and an afternoon shift until about 18.30.

53. Following the ICTR's request of 9 July 2001, the Security Council adopted Resolution 1431 of 8 August 2002, created a pool of eighteen *ad litem* judges. The purpose of this reform, which followed a similar Security Council resolution for the ICTY in 2000, was to increase the judicial capacity of the ICTR. The election of the eighteen *ad litem* judges by the General Assembly took place on 25 June 2003. The first *ad litem* judge took office on 1 September 2003 and three other *ad litem* judges arrived in October 2003. Pursuant to two other requests on 8 September 2003 and 29 September 2003, respectively, the Security Council on 27 October 2003 adopted Resolution 1512, which increased, from four to nine, the number of *ad litem* judges who could take office at any one time. The Security Council also conferred on *ad litem* judges the competence to adjudicate over pre-trial matters. The fifth judge arrived in March 2004. The arrival of the five *ad litem* judges made it possible to start four new trials and to continue the Butare trial. After the arrival of the remaining four *ad litem* judges in September 2004, it was possible to commence another two trials.[11]

54. With nine *ad litem* judges, the Tribunal is able to set up six Trial Chamber Sections. These six Sections will be able to produce 4,500 hours of trial work over 900 trial days per year. However, it follows from the ICTR Statute that a Trial Chamber Section must be comprised of both permanent and *ad litem* judges. Hence, the full utilisation of *ad litem* judges depends on the availability of permanent judges. At present, several permanent judges are engaged in voluminous trials.[12] This makes it difficult to maintain six Trial Chamber Sections on a

[10] The following judgements were based on guilty-pleas: *Prosecutor v. Jean Kambanda* (1998); *Prosecutor v. Omar Serushago* (1999); *Prosecutor v. Georges Rutaganda* (2000); *Prosecutor v. Vincent Rutaganira* (2005); *Prosecutor v. Eliezer Niyitegeka* (2003).

[11] From September 2003 to the end of April 2004, *ad litem* judges participated in the following four new trials: Ndindabahizi, Government, Karemera *et al.* and Muhimana. From September 2004, *ad litem* judges also sat in these trials: Seromba, Military II, Rwamakuba, Muvunyi, Mpambara, Ziguranyirazo and Karera.

[12] Two permanent judges sit in the Butare trial and three in the Military I trial.

permanent basis. However, experience shows the usefulness of twin-tracking one joint trial with a single-accused trial, as well as the Trial Chamber Sections sitting in shifts. Therefore, the number of Trial Chamber Sections is about six, even if they are not all sitting on a permanent basis.[13]

55. As mentioned above (para. 31), eleven trials are currently in progress of which five are voluminous joint trials. It is important to find the right balance between the multi-accused and single-accused trials. Some Trial Chamber Sections sit in morning and afternoon shifts. These sessions are shorter than full trial days, by about two hours. In the November 2004 version of the Completion Strategy, it was mentioned that the construction of a fourth courtroom would allow for more full trial days, thus increasing the progress of the multi-accused trials, as well as courtroom capacity when appeals are heard. Following voluntary contributions by the Norwegian and United Kingdom Governments, a new courtroom was constructed in record time and inaugurated on 1 March 2005. It is in full use and represents a very important element of the Tribunal's Completion Strategy.

56. In spite of all measures taken to accelerate the proceedings, cases may still appear to be time-consuming. It should be remembered that conducting judicial proceedings at the international level is a more complicated task than at the national level. The cases at the *ad hoc* Tribunals are legally and factually very complex. There is a considerable volume of documents normally disclosed during trials of alleged architects of the atrocities, including alleged high-ranking members of the government. These documents must be translated for legal teams and accused, who may require translations of all the documents into the other official language of the Tribunal before they respond to motions or undertake trial preparation. The number of witnesses is often considerable, and simultaneous interpretation of all testimony is required into three languages. Witnesses have often to be extracted from difficult environments, afforded considerable protection before and after testimony and sometimes re-located. The staff and counsel involved in cases come from different cultures and traditions, and effective communication requires new skills and extra effort. Prosecution and Defence counsel come from all over the world, and have different court-room styles. Defence counsel are away from their respective practices and are unable to attend to their other work for considerable periods of time when taking up assignments at the ICTR.

57. **Administrative Matters:** In assessing its needs for human resources with a view to promoting the implementation of its Completion Strategy, the Prosecutor envisages a substantial increase in the number of trial attorneys and an expansion of its Appeals Section. Investigative and administrative support is also needed. This increase will be addressed by redeployment. The Prosecutor expects that at the anticipated conclusion of investigations, some posts presently held by investigators could be re-deployed to increase the number of trial attorneys, legal advisors and other staff required for trial. Improvements in the management of

[13] A total of eleven Trial Chamber Sections have been hearing evidence in the first half of 2006: Butare, Military I, Government, Military II, Karemera *et al.*, Seromba, Muvunyi, Rwamakuba, Mpambara, Zigiranyirazo and Karera. This is possible because some judges sit in two trials, either because of twin-tracking or the shift-system.

information and evidence, as well as the promotion of the best prosecutorial practices, are important initiatives towards achieving the Completion Strategy (Annex 6).

58. With the shift in emphasis of the ICTR from one centred on investigation and arrests to one centred on trials, the Registry will focus its attention on the end-date for the Tribunal in all aspects of its work. Numerous measures have been adopted to provide greater support in the management of trials (Annex 7). Finally, contracts entered into, item of equipment purchased and personnel recruited will all bear a close relationship to the Completion Strategy.

59. **Sufficient Resources:** In order to respect the time-frames laid down by Security Council resolutions 1503 and 1534, the ICTR must continue to receive the necessary resources. In 2004, the United Nations administration imposed a freeze on the recruitment of new staff at the Tribunal, due to delays in the payment of contributions to the *ad hoc* Tribunals by Member States. This threatened to have significant effect on the Completion Strategy. The lifting of the freeze at the beginning of 2005 improved the situation.

IX. Conclusions

60. As mentioned above (para. 3), there are currently twenty-seven accused involved in eleven trials (Butare, Military I, the Government case, Military II, Karemera *et al.*, Seromba, Muvunyi, Rwamakuba, Mpambara, Zigiranyirazo and Karera), five of which are lengthy because they are joint trials. These trials are at different stages. An estimate of 549 trial days will be required for their completion (para. 32). Trials of the ten detainees awaiting trial will require about 620 trial days (para. 33). Approximately 372 trial days will be required for the completion of trials in respect of the six indictees at large (para. 34). Consequently, it is estimated that 1,541 trial days will be required to complete all trials (para. 44).

61. In the Completion Strategy of April 2004, it was projected that in 2004, three trials (Gacumbitsi, Ndindabahizi and Muhimana) would be completed. This target was accomplished. It was also stated that three trials involving six accused (Simba, Seromba and Military II) would commence between May to September 2004. This projection was also accomplished.

62. The Completion Strategy of May 2005 indicated that, besides the judgments in the Rutaganira and Muhimana cases which were delivered in March and April 2005 respectively, judgments in the Simba and Seromba cases will be delivered later that year. Judgment in the Simba case was delivered on 13 December 2005. Unfortunately, difficulties arising from the withdrawal of the Lead Counsel in the Seromba case delayed the completion of trial. The trial has progressed to the stage of closing arguments, and judgment in this case is expected later this year. The projection to start two new trials in the second half of 2005 was also accomplished. Trials in the Mpambara and Zigiranyiranzo cases commenced in September 2005 and October 2005, respectively.

63. In 2006, the Mpambara and Rwamakuba cases have been completed and judgments are expected to be delivered in the next few weeks. The Muvunyi and the Seromba trials are

approaching the stage of closing arguments. With the completion of these cases, it is expected that three new trials may start in the second half of 2006, taking into account available courtroom capacity. The Military I case and the Karera trial will be completed in 2006.

64. In 2007, the Butare, Government and the Military II cases are expected to have been completed. About six single-accused trials could commence. Depending on the progress of these cases, about six single-accused trials could start in 2008.

65. The above projections suggest that, by the end of 2008, the ICTR could complete trials and judgments in the range of sixty-five to seventy persons, depending on the progress of present and future trials. Again, it is emphasized that this is an estimate. It also depends on sufficient resources being made available. The Tribunal is committed to bringing to justice those persons who were most responsible for genocide and violations of international humanitarian law that were committed in Rwanda in 1994. In this process, the ICTR will establish the guilt or innocence of the accused, bring justice to victims of the massive crimes that were committed and establish a record of facts that can aid reconciliation in Rwanda. The Tribunal will also leave a legacy of international jurisprudence that can guide future courts and deter the future commission of these grave crimes.

66. As mentioned above (para. 1), the present document is part of the ICTR's continuing process of refining its Completion Strategy. The Tribunal welcomes contributions to this process.

ANNEX I

PERSONS CONVICTED OR ACQUITTED: 27 ACCUSED IN 21 JUDGMENTS

First Mandate (May 1995-May 1999)

Name	Former Title	Initial Appearance	TC	Judgment
J. P. Akayesu	Bourgmestre of Taba	30 May 1996	TC 1	2 September 1998
J. Kambanda	Prime Minister	1 May 1998	TC 1	4 September 1998 (guilty plea)
O. Serushago	Businessman, Interahamwe leader	14 December 1998	TC 1	5 February 1999 (guilty plea)
C. Kayishema	Prefect of Kibuye	31 May 1996	TC 2	21 May 1999 (joinder)
O. Ruzindana	Businessman	29 October 1996		
G. Rutaganda	Businessman, 2nd Vice-president of Interahamwe	30 May 1996	TC 1	6 December 1999
A. Musema	Businessman	18 November 1997	TC 1	27 January 2000
Sum first mandate			**Six judgments (seven accused)**	

Second Mandate (May 1999-May 2003)

G. Ruggiu	RTLM Journalist	24 October 1997	TC1	1 June 2000 (guilty plea)
I. Bagilishema	Bourgmestre of Mabanza	1 April 1999	TC1	7 June 2001
G. Ntakirutimana	Doctor	2 December 1996	TC1	21 February 2003 (joinder)
E. Ntakirutimana	Pastor	31 March 2000		
L. Semanza	Bourgmestre of Bicumbi	16 February 1998	TC3	15 May 2003
E. Niyitegeka	Minister of Information	15 April 1999	TC1	15 May 2003
J. Kajelijeli	Bourgmestre of Rukingo	19 April 1999	TC2	1 December 2003
F. Nahimana	RTLM Director	19 February 1997	TC1	"Media Case" (joinder) 3 December 2003
H. Ngeze	Kangura Editor	19 November 1997		
J.-B. Barayagwiza	Director, Ministry of Foreign Affairs	23 February 1998		
J. Kamuhanda	Minister of Culture and Education	24 March 2000	TC2	22 January 2004
A. Ntagerura	Minister of Transport	20 February 1997	TC3	"Cyangugu Case" (joinder) 25 February 2004
E. Bagambiki	Prefect of Cyangugu	19 April 1999		
S. Imanishimwe	Lieutenant in FAR	27 November 1997		
Sum second mandate			**Nine judgments (14 accused)**	

Result of first two mandates by February 2004			**Fifteen judgments (21 accused**

Positions: The 21 accused held the following positions in 1994: 1 Prime Minister, 3 Ministers, 2 Prefects, 4 Bourgmestres, 1 Senior Admin., 3 Media, 1 Military, 1 Clergy, 5 Others.

Third Mandate (May 2003-May 2007)

Name	Former Title	Initial Appearance	TC	Judgment
S. Gacumbitsi	Bourgmestre of Rurumo	20 June 2001	TC I	17 June 2004. Started on 28 July 2003.
E. Ndindabahizi	Minister of Finance	19 October 2001	TC I	15 July 2004. Started on 1 September 2003.
V. Rutaganira	Councillor of Mubuga	26 March 2002	TC I	14 March 2005 (guilty plea).
M. Muhimana	Councillor of Gishyita	24 November 1999	TC I	28 April 2005. Started on 20 March 2004.
A. Simba	Lieutenant-Colonel in FAR	18 March 2002	TC I	13 December 2005. Started on 30 August 2004.
P. Bicngimana	Bourgmestre of Gikoro	18 March 2002	TC 2	14 April 2006.
Results as of May 2006				**Six judgments (six accused)**

Positions: 1 Minister, 2 Bourgmestres, 2 Councillors, 1 Military.

Annex 2

On-Going Trials: Twenty-Seven Detainees in Eleven Cases

Name	Former Title	Initial Appearance	TC	Comments
P. Nyiramasuhuko	Minister of Family and Women's Affairs	3 September 1997	TC2	"Butare Case" (joinder). Started in second mandate. Completion in 2007.
A. S. Ntahobali	Interahamwe leader	17 October 1997		
S. Nsabimana	Prefect of Butare	24 October 1997		
A. Ntezirayo	Prefect of Butare	17 August 1998		
J. Kanyabashi	Bourgmestre of Ngoma	29 November 1996		
E. Ndayambaje	Bourgmestre of Muganza	29 November 1996		
T. Bagosora	Dir. of Cabinet, Ministry of Defence	20 February 1997	TC1	"Military I Case" (joinder). Started in second mandate. Completion in 2006.
G. Kabiligi	Brigadier-General in FAR	17 February 1998		
A. Ntabakuze	FAR Battalion Commander	24 October 1997		
A. Nsengiyumva	Lieutenant-Colonel in FAR	19 February 1997		
C. Bizimungu	Minister of Health	3 September 1999	TC2	"Government Case" (joinder). Started on 5 November 2003. Completion in 2007.
J. Mugenzi	Minister of Commerce	17 August 1999		
J. Bicamumpaka	Minister of Foreign Affairs	17 August 1999		
P. Mugiraneza	Minister of Civil Service	17 August 1999		
E. Karemera	Minister of Interior, V-P of MRND	7 April 1999	TC3	Karemera et al. (joinder). Started on 27 November 2003. Started *de novo* on 19 September 2005.
M. Ngirumpatse	D-G of Ministry of Foreign Affairs, President of MRND	7 April 1999		
J. Nzirorera	President of National Assembly, S-G of MRND	7 April 1999		
A. Rwamakuba	Minister of Education	7 April 1999	TC3	Started on 27 November 2003. Started *de novo* on 9 June 2005. Judgement in 2006.
A. Seromba	Priest, Kivumu Commune	8 February 2002	TC3	Started on 20 September 2004. Judgement in 2006.
A. Ndindiliyimana	Chief of Staff of Gendarmerie	27 April 2000	TC2	"Military II Case" (joinder). Started on 20 September 2004. Completion in 2007.
F-X. Nzuwonemeye	FAR Battalion Commander	25 May 2000		
I. Sagahutu	2IC of Recons. Battalion	28 November 2000		
A. Bizimungu	Chief of Staff of FAR	21 August 2002		

T. Muvunyi	Commander, Ecole Sous-officiers	8 November 2000	TC 3	Started on 28 February 2003. Judgement in 2006
J. Mpambara	Bourgmestre of Rukara	8 August 2001	TC 1	Started on 19 September 2005. Judgement in 2006
P. Zigiranyirazo	Businessman	10 October 2001	TC 3	Started on 3 October 2005
F. Karera	Prefect of Kigali	26 October 2001	TC 1	Started on 9 January 2006

Positions: 7 Ministers, 1 Parliamentarian, 3 Prefects, 1 Senior Administrative Official, 3 Bourgmestres, 9 Military, 1 Clergy, 2 Others.

ANNEX 3

AWAITING TRIAL: FIFTEEN DETAINEES

Name	Former Title	Initial Appearance	TC	Number of OTP witnesses
S. Nchamihigo	Deputy Prosecutor	29 June 2001	TC1	15
E. Rukundo	Chaplain	26 September 2001	TC3	20
I. Nzirorera	Youth Organizer	27 March 2002	TC2	15
S. Bikindi	Musician	4 April 2002	TC1	30
H. Nsengimana	Rector, Christ Roi College	16 April 2002	TC2	15
J.-B. Gatete	Bourgmestre of Murambi	20 September 2002	TC1	30
T. Renzaho	Prefect of Kigali	21 November 2002	TC2	30
I. Hategekimana	Lieutenant, Commander of Ngoma Camp, Butare	28 February 2003	TC3	
J. Rugambarara	Bourgmestre of Bicumbi	15 August 2003	TC2	
Y. Munyakazi	Interahamwe leader	12 May 2004	TC1	
G. Kanyarukiga	Businessman	22 July 2004	TC1	
L. Setako	Colonel	22 November 2004	TC1	
M. Bagaragaza	Director, National Tea Industry	18 August 2005	TC3	
J. Serugendo	Technical Director, RTLM	30 September 2005	TC1	
C. Kalimanzira	Acting Minister of Interior	14 November 2005		

Positions: 1 Acting Minister, 1 Prefects, 2 Bourgmestres, 1 senior administrator, 1 Lesser admin, 2 Military, 2 Clergy, 1 media, 4 Others

ANNEX 4

ESTIMATES BASED ON THE PROSECUTOR'S (OTP) FIGURES FOR PRESENT DETAINEES (PREVIOUS COMPLETION STRATEGY)

	Case	No. of Accused	No. of OTP witnesses	No. of hours for OTP case-in-chief	No. of hours for Defence cross-examination	No. of hours for Defence case-in-chief	No. of hours for OTP cross-examination	Total hours
1	**Butare**	6	68	330	330	330	330	1320
2	**Military I**	4	100	500	500	500	500	2000
3	**Muvunyi and Hategikimana**	2	43	180	180	180	180	720
4	**Seromba**	1	20	100	100	100	100	400
5	**Ndindabhizi**	1	15	50	50	50	50	200
6	**Military II**	4	90	500	500	500	500	2000
7	**Government I**	4	50	300	300	300	300	1200
8	**Karemera *et al.***	4	45	300	300	300	300	1200
9	**Zigiranyirazo**	1	30	100	100	100	100	400
10	**Bikindi**	1	30	100	100	100	100	400
11	**Kenzaho**	1	30	100	100	100	100	400
12	**Gikongoro**	1	41	170	170	170	170	680
13	**Bisengimana**	1	15	50	50	50	50	200
14	**Karera**	1	15	50	50	50	50	200
15	**Mpambara**	1	30	150	150	150	150	600
16	**Gacumbitsi**	1	30	120	120	120	120	480
17	**Rukundo**	1	20	80	80	80	80	320
18	**Nzabirinda**	1	15	60	60	60	60	240
19	**Nsengimana**	1	15	60	60	60	60	240
20	**Muhimana**	1	15	60	60	60	60	240
21	**Rutaganira**	1	15	60	60	60	60	240
22	**Gatete**	1	30	120	120	120	120	480
23	**Nchamihigo**	1	15	60	60	60	60	240
24	**Rugambarara**	1	20	80	80	80	800	340
		42	794	3680	3680	3680	3680	14740

ANNEX 5
ICTR OUTREACH PROGRAMME

I. Introduction

In order for the prosecution of the persons responsible for the 1994 genocide to contribute to national reconciliation in Rwanda it is essential that the Rwandan people have an understanding of and confidence in the work of the Tribunal. To achieve this, the International Criminal Tribunal for Rwanda (ICTR) has established an outreach programme designed to reach, first and foremost, all sectors of Rwanda society and, second the rest of the world.

The outreach programme has been conceived as a series of projects, complementary to the public information activities of the ICTR and cuts across all the ICTR's departments. By virtue of the Tribunal's mandate the Rwandan population, including both those within Rwanda and the Diaspora, is the most important target audience for information about the Tribunal and its work. The Statute of the Tribunal also stipulates that the prosecutions will "contribute to the process of national reconciliation" and that there is a "need for international cooperation to strengthen the courts and judicial system of Rwanda". Member States are invited to provide sufficient resources to the sustainable implementation of the ICTR Outreach Programme in Rwanda.

It is important to recognize that such an ambitious programme is by necessity multi-faceted since the targeted audiences range from uneducated persons with little or no access to modern forms of media to academics and legal practitioners throughout Rwanda. It is equally important to recognize that the ICTR outreach programme strives to provide much more than simply an awareness of the work of the Tribunal. Specifically, the outreach programme includes in-depth specialized training of Rwandan legal practitioners in the international justice process. It also supports many young professionals from Africa and other Third World countries who are interested in human rights and eager to acquire first hand experience at the ICTR.

This report summarizes the outreach activities that the Tribunal implemented until May 2006. The overarching goals of raising awareness and capacity building are interwoven throughout the following components of the outreach project.

II. Awareness-raising Programs within Rwanda

In 2000, the ICTR inaugurated an information centre in Kigali. The centre remains the flagship for all outreach activities in Rwanda. Its Library has access to the latest journals and publications. These materials are utilized by hundreds of visitors including lawyers, students, journalists, civil servants as well as ordinary Rwandans from all walks of life. Though it has become difficult to translate all ICTR's documents into Kinyarwanda, steady efforts have been made to translate more judgments into Kinyarwanda.

In order to get the Tribunal's message across Rwanda, the External Relations and Strategic Planning Section of the Tribunal conducts regular awareness-raising workshops in all Rwandan provinces. The purpose of the workshops is to explain the Tribunal's work and its relevance to Rwandans. During the workshops, ICTR staff members provide local population with first hand information about the work of the Tribunal, how trials are conducted, why trials are time-consuming, what is done to speed up the trials and why the deadlines of 2008 and 2010 were set out. During the workshops particular attention is given to the audiences' feedback. In this regard, the ICTR and the Centre for Conflict Management of the University of Rwanda are currently conducting a survey to gauge the perception of the Tribunal's work among the Rwandan population. The survey will also serve as a baseline to assess the impact of the outreach programme.

The Tribunal received funds from the European Commission. It expects that the funds will help to set up new information centres at provincial level once negotiations between the Government of Rwanda and the Tribunal are concluded. These centres will complement information activities carried out by the ICTR information centre based in Kigali, which can only receive people who are in, or able to travel to, Kigali. The purpose of these provincial information centres is to provide local populations with accurate information about the trial proceedings. They will also show documentaries about the trials in order to show ordinary Rwandans that the planners of the genocide are being tried, sentenced and punished by the Tribunal. It is expected that this information will help break the "myth of authority" among the Rwandan people and consequently, they will no longer follow orders blindly if they are able to see the genocide leaders being convicted and their ideology refuted by the international legal community.

The Tribunal is exploring technicalities of extending the video signals from the courtrooms during live broadcasts -as in the case of judgments- so that Rwandans could watch live the proceedings from the Information Centre. This will be via a radio link to be installed between the ICTR office in Kigali and the Centre. Currently such programmes are recorded by ICTR office in Kigali and broadcast by the Rwandan public media at their convenient time.

III. Training of Jurists, Advocates and Human Rights Practitioners

This activity is one of the cornerstones of the ICTR's outreach programme. Capacity building of the Rwandan legal practitioners included seminars aimed at strengthening the knowledge of judges, registrars, university professors and law students in areas such as online legal research and utilization of information management software. These seminars were aimed at increasing their knowledge in accessing electronic resources (online legal databases, free journals, Internet tools such as search engines) on various subjects such as ICTR jurisprudence, peace, reconciliation, prevention of genocide, democracy and development available from the ICTR website and from other institutions around the world. Another advanced training in legal records management for court registrars was postponed to 2006 due to unavailability of trainees. This year, such trainings will be also extended to the Rwandan Bar Association.

Rwandan judges, prosecutors, registrars and members of the Rwandan Bar Association have visited the Tribunal as part of continued efforts to strengthen the cooperation between the Rwandan judicial system and the Tribunal. During their visit, the Rwandan officials briefed ICTR officials on the restructuring within the Rwanda Judiciary and on other ongoing legal reforms. They also discussed issues pertaining to the ICTR's completion strategy with the President, the Prosecutor and the Registrar of the Tribunal.

In November 2005, a high level workshop involving representatives of the government of Rwanda and the Tribunal took place in Kigali. Workshop participants discussed how to develop an adequate process for transferring ICTR cases to Rwanda as an integral part of the Tribunal's Completion Strategy. They also reviewed strategies for soliciting funds for capacity building of the Rwandan justice sector.

In 2006, the ICTR planned an attachment programme of Rwandan judicial officials to the Office of the Prosecutor and the Registry in order for them to get first hand experience in international humanitarian law. Additionally, this attachment programme will help Rwandan legal practitioners to get experience necessary for handling cases that may be transferred to Rwanda as part of the Completion Strategy of the Tribunal. The success of the transfer of cases will be subject to the Rwandan judiciary's ability to uphold international justice standards. Recently, the outreach programme officer met with the training officers of the Rwandan Supreme Court and Office of the Prosecutor General to discuss how best to implement the capacity building programme. Further meetings between Rwanda and the Tribunal are planned to discuss the issue of capacity building.

IV. Relationship with Academic Institutions

ICTR has good cooperation with various Universities in Africa and elsewhere. A special programme has been set up to strengthen the capacity of Rwandan institutions of higher education.

IV.1 Special Fellowship Programme for Rwandan Law Students

The Tribunal has a particular cooperation with the National University of Rwanda. An annual programme of research awards for students has been instituted and is now in its sixth year. Each year, up to six law students from the National University of Rwanda spend eight weeks carrying out thesis research in the ICTR library and archives, attending trial proceedings and receiving briefings on various aspects of the Tribunal's work. Each student is assigned a mentor from among the Tribunal's legal staff who supervises and guides the research. This new model has engaged many law students to the extent that the number of research projects about international justice has increased. During the period under review, ICTR legal professionals lectured at the national university and this programme will be extended to other Rwandan universities. The Tribunal sponsors regular study tours of the ICTR by law professors and students from Rwandan private universities in order to provide them with information about

international humanitarian law and ICTR jurisprudence. Subject to more financial support, it is expected that this programme will be extended to other Rwandan universities.

IV.2 Internship and Legal Researchers' Programmes

ICTR's Internship Programme is unlike any in the United Nations system, because its work assignments are of a specialized legal nature and interns assist in many of the core legal functions of the Tribunal, such as conducting research on intricate legal issues, summarizing witness testimonies, analyzing party submissions, drafting judgments and interlocutory motions, assisting in evidence collection and management, which in some cases involves travel to Rwanda and visits to genocide massacre sites.

Another Programme, the ICTR Legal Researchers' Programme is run side by side with the Internship Programme. The Legal Researchers Programme was conceived to redress the imbalance in that the numbers of interns from Africa were almost non existent because of financial constraints. The Legal Researchers Programme is funded from the UN-ICTR Trust Fund and the beneficiaries are lawyers from Africa and other Third World countries. They perform the same functions as legal interns.

Since the Tribunal started its work in 1995, the UN-ICTR Internship Programme has grown from strength to strength. The main beneficiaries from these Programmes are OTP and Chambers. Since its inception, the programme has recorded a total of 636 interns and 84 Legal Researchers have so far completed their attachments at ICTR.

V. Media Programs

Media relations are a priority for the ICTR's outreach programme. Communicating its work to people outside the Tribunal and legal community is essential. During the period under review, the ICTR has developed a partnership with Radio Rwanda. Under this partnership, the Tribunal tried to fill the information gap regarding its work by facilitating Rwandan journalists from the *Office Rwandais de l'Information* to broadcast on a daily basis from Arusha. The Tribunal also conducted various seminars to inform Rwandan journalists about the content of the "media case" judgment and its implications for freedom of expression. It is also worthwhile mentioning that groups of up to six Rwandan journalists from broadcast and print media are regularly brought to the ICTR by UN flight from Kigali in order to report directly on important events such as the delivery of judgments.

The ICTR partnered with the Hirondelle Press Agency and Internews Press Agency in its effort to get Rwandan population informed about the Tribunal's work. Hirondelle Press Agency provides various audiences including Rwandans with news about daily ICTR's proceedings, while Internews Press Agency has been showing documentaries about the work of the Tribunal in many locations in Rwanda as part of a programme of information for Rwandan people. However, Internews discontinued the project in 2005. The Tribunal supports the efforts of

Hirondelle, the only international press agency still operational at the ICTR, in securing resources to continue with its activities.

VI. Cooperation with Rwandan Civil Society Organizations.

The ICTR continues to actively cooperate and assist human rights bodies, sharing with them information and expertise related to international criminal law. Every year, at least six representatives from Rwandan civil society organizations visit the Tribunal. The aim of their visit is to get first hand information about the work of the Tribunal and to strengthen Rwandan civil society organizations' capacity in international humanitarian law and criminal jurisprudence.

ANNEX 6
PROSECUTION (OTP) INITIATIVES IN SUPPORT OF FACILITATING THE ACHIEVEMENT OF THE COMPLETION STRATEGY

I. Continuous Improvement of the Information and Evidence Management Capacity

Effective management of information is very important for the success of the Completion Strategy.

The OTP has a collection of over half a million pages of documents, thousands of hours of audio and video tapes and tens of thousands of transcripts of proceedings. These numbers continue to grow daily as trials progress. The task of discharging OTP evidentiary obligations and the imperative of sharing information in order to manage the cases well has become onerous and costly.

It is therefore a deliberate strategy within the OTP to continually improve information management practices and maximize the use of appropriate technology tools to help us expedite trials while still following fair and due process. Some recent innovations are:

Electronic Disclosure System

The Electronic Disclosure System (EDS) is a computer-based information management system containing all the non-confidential evidence and other information held by the OTP. This store of information is made available to the Defence on application. The system is available via the internet, thereby enabling Defence Counsel to access information from anywhere in the world 24 hours a day, seven days a week.

The most important benefit of this system is that it facilitates the compliance of the OTP with Rule 68, particularly paragraph (B) which states that "where possible, and with the agreement of the Defence, and without prejudice to paragraph (A), the Prosecutor shall make available to the Defence, in electronic form, collections of relevant material held by the Prosecutor, together with appropriate computer software with which the Defence can search such collections electronically". Rule 68 is often cited as grounds for appeal and improving the OTP's fulfillment of its disclosure obligations will expedite the completion of cases.

The OTP Intranet

It is imperative for the success of the OTP prosecutorial strategy that all trial teams share information with one another. With assistance from the European Commission for extrabudgetary funding, the OTP has been able to initiate the development of its intranet. The intranet enables the dissemination and sharing of key information among all OTP staff members (subject to security levels).

The key benefit of the intranet is that, through information sharing, all OTP staff members will be aware of developments in all OTP cases allowing the OTP to have a more consistent

strategy. The Intranet will also give access to information sources which are centrally managed improving the quality and reliability of information. In so doing the work of the OTP can be carried out more effectively.

CaseMap

CaseMap is a litigation support software that allows a trial team to collect all information relevant to a case in one place for easier analysis and sharing with all members of the team and the OTP as a whole. Information can be structured in such a way that it clearly shows how well the case is progressing and where any weaknesses may be. This in turn allows trial teams to adjust their witness lists and presentation of evidence accordingly and produce their closing briefs more quickly and in so doing the Prosecution can present its case in a more efficient manner.

LiveNote

LiveNote is a transcript management software that greatly enhances access to the information in transcripts as well as allowing trial teams to annotate transcripts on a real-time basis. LiveNote gives trial teams the ability to search all the transcripts of an entire case at once thus reducing a task that previously could take several days to one that can be done in a matter of hours. LiveNote also allows trial teams to annotate sections of the transcript as it appears on their laptops real-time in court, which effectively means that analysis of transcripts can begin as soon as the evidence is given. Both functions greatly improve the speed at which information can be accessed which in turn leads to more efficient working practices by the trial teams.

II. Promoting Prosecutorial Best Practice: Imposing Quality Standards

A. Internal Best Practice

Another key strategy devised by the OTP to expedite trials is to implement quality standards across all key activities and set best practice (where there are none) or comply with best practice (where they exist).

OTP Best Practices are documented using ISO 9000 standards – an internationally acknowledged business process management standard.

The benefits of undertaking this standardization are:

Achieve consistency in process and outcome

The OTP operates in two major locations (Rwanda and Arusha, Tanzania) in four linked but culturally diverse sections/divisions. By imposing standards, greater consistency in the process and outcomes is achieved and in doing so reduce duplication of effort, errors and miscommunication.

Fix stress points in the processes

By 22
reviewing the key process prior to documentation, stress points were identified and fixed which then lead to more effective streamlining and clearer harmonization of trial practices.

Consolidating and preserving institutional memory

There has and continues to be constant changes in OTP staff. Documentation of the key process will improve the organisation's institutional memory allowing it to continue to work at an optimal level despite staff changes.

Accountability: ICTR is accountable to the United Nations (and its members) for the work it has done on its behalf since 1994. The documentation of the OTP's work is a part of that accountability.

B. Sharing Best Practice with other institutions

While the ICTR is an unusual and unique organization with a very specific mandate, there are models of practice and procedure that will be relevant to other institutions such as the International Criminal Court, other current and future criminal tribunals and to the international community of prosecutors in general. The ICTR OTP has led the initiative in establishing International Prosecutors' Best Practice Programme which was unanimously adopted by other international prosecutors during the 1st International Prosecutors' Colloquium in Arusha in 2004 and continues to be developed to date.

ANNEX 7

Systems, Processes, Tasks	Previous way of handling	New/Improved way of handling	Benefit or added value to the ICTR	Impact on the implementation of the Completion Strategy
Court Management Services				
Judicial records information access	Prior to 1999 purely manual system. Servicing requests from the Parties was complex, time consuming and costly in terms of resources. Information on judicial records, exhibits, transcripts and audio-visual records was difficult to locate. Hand written indexes and staff knowledge was relied upon largely.	Electronic recordkeeping system, TRIM, in place as of mid-2000. Backlog of records entered by August 2000. Daily entry of all new judicial records. Parties requesting copies of records will normally be given electronic records [text .pdf] on CD-ROM.	All legal staff and Parties have access to all public records and selected confidential records as required. Staff no longer need to service 100's of requests daily for records. Parties have quick, reliable and efficient access to judicial records even in court. CD-ROM production has also allowed CMS to quickly download numerous records in the most cost effective manner.	Production of CD-ROMS has saved resources such as staff time, usage of copiers and associated paper and toner. The digitisation process also allows us to generate statistics very quickly when required for budgetary purposes thereby allowing more effort towards support of the judicial process by JRAU staff.
Archiving	No archiving system or policy in place prior to 2002.	ICTR Disposal Authority approved by UN Archives and Records Management Section in 2003. TRIM used to archive all judicial records with expansion into DASS records.	All judicial records are digitised for constant access even when the hard copy is transferred to New York. Even potential 3rd Party deposition is possible with such a system. We also free up storage space in Arusha and Kigali.	UN HQ will be the custody of all ICTR judicial records in perpetuity. Value of ICTR judicial records acknowledged. Savings achieved in more efficient usage of office space previously used for storage. Files transferred to HQ in anticipation of the end of the mandate.
Filing	Purely manual system with occasional submission of files on floppy disk. Time consuming and haphazard system of confirmation of receipt and distribution. Frequent dispute of client receipt of judicial records. Extensive use of hard-copy files led to misfiling and also damage to original paper records.	The active intervention of legal officers in CMS in the process now ensures that filings are accurate and timely. TRIM system allows for digitisation and also immediate dissemination via email of all new filings. Conversion to .pdf format will allow for content searching of the records.	The turnaround time for new filings to be accessible is the same day. Previously it may take days before hard-copy was distributed by fax or hand. With no increase in staffing levels since 2003 CMS/JRAU is coping with a huge increase in the number of filings. We can now address Appeals request more quickly.	The function of filing judicial records according to a system developed in consultation with stakeholders, provides an in-house solution to a complex work process. The metadata, naming conventions, and other classification schema used is regularly reviewed and being amended as required. Servicing Appeals requests for records is now much more effective allowing Parties to prepare more effectively for the Appeals hearings.
Data back-up and disaster control	Non-existent back-ups. No Disaster preparedness manual available.	Off-site store and data back-up site now available. Disaster	We now comply with accepted 'best practice' standards in relation	Theoretically we could restore full operations of electronic systems of CMS within days

ANNEX 7

Systems, Processes, Tasks	Previous way of handling	New/Improved way of handling	Benefit or added value to the ICTR	Impact on the implementation of the Completion Strategy
		preparedness manual created with regular review	to back-ups and disaster control and reaction	depending on the nature and extent of any 'event'. This ensures that the judicial process is only minimally interrupted in the event of any problem arising.
Public access & Judicial information dissemination	Very cumbersome and multi-layered mostly manual system. Time consuming before request was satisfied and costly in terms of man hours and associated resources.	The electronic recordkeeping system, TRIM, is now accessible on the ICTR web site. This allows for all interested persons to access the public judicial archives of the ICTR 24 hrs and 7 days a week.	Since 2002-2003 there has been a noticeable decrease in requests from the public for judicial records. This allows ICTR staff to carry out other core functions more effectively.	We now have more effective use of staff time allowing staff to focus on their core functions in support of the trials.
Creation & maintenance of networked folders for electronic records.	Minimal use of network features prior to 2002. Floppy discs used for transcripts.	Extensive use of networked resources for information sharing and statistical purposes. Professional development information is made available to CMS staff, e-transcripts managed through folders, jurisprudence from SCSL, ICC and ICTY made available to staff through these folders.	Staff can more easily access required information to carry out their assigned functions. Less time wasted trying to locate information. Reaction time to requests for records and statistics is lessened.	Legal and other support staff [LSS, WVSS, etc.] have more efficient access to reference materials and jurisprudence from other courts thereby allowing them to focus on the trials.
Audio-visual management	Prior to 2003, all audio-visual materials were stored in one location. A hand-written index was the only cataloging system in place. JRAU has inadequate systems in place to duplicate and distribute the audio-visual materials. The earliest recordings existed only in analog format, with no back-up.	All existing back-ups have been moved to an environmentally controlled off-site storage facility. Metadata of the audio-visual records, including physical locations, has been integrated into the TRIM electronic record-keeping system. Equipment for the duplication of materials has been acquired and installed. The digitization of the most at-risk material will be completed by the end of 2007.	In the event of a localized disaster, a record of audio-visual legacy of the ICTR will be retained. AV records are now easily located within the storage facility. Filling of requests for audio-visual materials is completed in a more timely and efficient manner. The record of the first four years will not be lost due to degradation of storage media.	The metadata of the AV materials in TRIM is also useful for statistical purposes. The digitized audio files provide not only for the preservation of records, but are also more easily accessible. The migration project has made it possible to move ahead with the transfer of ICTR's judicial records to Archives and Records Management Section for permanent retention in anticipation of the end of the mandate.
Production of verbatim recording of the	Hardcopy of transcripts delivered after the Trial session (same day in	Real-time services through CaseView in French and English in 8 trials.	This new service allows Judges and parties to watch on the monitor of a laptop almost instantaneous	CaseView has significantly streamlined the proceedings and created the capacity - in real

Systems, Processes, Tasks	Previous way of handling	New/Improved way of handling	Benefit or added value to the ICTR	Impact on the implementation of the Completion Strategy
judicial proceedings (transcripts)	the evening or next day in the morning)		text file of what is said during the proceedings, enabling them to watch rough draft transcript coming up and also scroll through it, using a mouse, to check previous testimony. This service relieves judges and parties of the burden of taking notes of the evidence in longhand. Also, the appropriate use of the text file will save time as the text file acts as an instant reference tool as contentions regarding an issue or testimony of a witness can easily be clarified by making reference to the text file.	time - to review the accuracy of witness testimony, prepare cross-examination and clarify potentially time-consuming disputes between parties regarding petty issues such as transcription errors. Parties are able to perform these functions while they are in Court. The access to Case View reduces the overall length of the cross-examinations, thus saving valuable Court time, because Judges and Parties have more time to review and prepare their case.
Defense Counsel and Detention Management Section				
Mode for Payment of Fees to Defence Teams and introduction of ethical standards to prevent fee splitting	Hourly rate	Hourly Rate/Lump Sum System using a coding system that bases on the ICTR Rules of Procedure and Evidence. Several forms have been developed and are being updated to make them more user friendly.	Implementation for single Accused cases commenced in May 2006. Lead Counsel presents a Work plan for a definite period. Negotiations are made with Defence Teams before a contract is signed. Payments are made easier and more readily.	More efficient and more predictable mode of reimbursing Counsel due to the Coding system that follows work expected to be performed by a Defence Team according to the Rules of Procedure and Evidence. This is expected to reduce costs to the Legal Aid Programme. The system makes budgeting easier.
Language Services Section				
Kinyarwanda interpreters	Kinyarwanda interpreters provide simultaneous interpretation for court proceedings in the following ways: a) from Kinyarwanda into French	Beginning in the year 2000, the Language Section organised eight-month in-house training courses for the Kinyarwanda interpreters, which enabled them to provide simultaneous interpretation. As more experience was acquired by the interpreters, their services were	Accuracy is greatly enhanced and there is less stress and fatigue for the interpreters. Time gained in court proceedings with simultaneous interpretation. Where the system exists, court proceedings can be followed in real	The simultaneous interpretation provided by the Kinyarwanda booths has saved between 20 to 25% of court time. The material and financial implications of this time reduction are obvious.

ANNEX 7

Systems, Processes, Tasks	Previous way of handling	New/Improved way of handling	Benefit or added value to the ICTR	Impact on the implementation of the Completion Strategy
	b) from French to Kinyarwanda c)From Kinyarwanda into English d) from English into Kinyarwanda Initially Kinyarwanda interpretation was provided in the consecutive mode, which was very slow and time consuming. It involved taking notes and the interpreter sitting with the witness in the witness box. The interpreter had to stop the witness from time to time in order to ensure that small amounts of testimony could be interpreted accurately. Services provided exclusively for witness testimony.	progressively provided to cover judgments and oral motions presented in court.	time on monitors provided to the judges and the parties.	
Library and Legal Reference Section				
Implementation of an Online Public Access Catalog (OPAC)	No OPAC before 2004. The Library Catalogue was only available to Library staff, and users either relied on Library staff to know what was in the catalog, or had to come to the Library to browse shelves. Umusanzu and OTP Library in Kigali were receiving updates of the library database once a month.	The Library catalog is now available not only to ICTR staff members, but also to external users through the ICTR website. Kigali users can now search the catalog directly and have relevant books sent to them by beechcraft.	ICTR staff can search the catalog from their desks. Not only can they reserve books in advance from the Library, hence reducing the amount of time they spend for book loan, more importantly, they can download full-text of articles where available. External users can also search the ICTR catalog and request full-text of relevant articles.	Ease of access of Library materials allows ICTR staff to complete their work in a timely manner in support of the Completion strategy. Time saving achieved by the implementation of the OPAC enables Library staff to service a greater number of users and therefore places them in a position to support the judicial process in an appropriate manner.
Compilation and Production of a Searchable ICTR	ICTR jurisprudence was only available through the Judicial Records database and the ICTR website.	This additional ICTR jurisprudential tool offers the users to possibility to search ICTR jurisprudence using	Users can conduct specific searches on topics of interest.	The ICTR CD ROM is an important element of the ICTR legacy because it will give access to ICTR jurisprudence after

Systems, Processes, Tasks	Previous way of handling	New/Improved way of handling	Benefit or added value to the ICTR	Impact on the implementation of the Completion Strategy
Basic Documents and Case Law CD-ROM		multiple search options as the documents have been thoroughly indexed. In addition, as the CD-ROM is widely disseminated worldwide, ICTR jurisprudence is now available worldwide at low cost and without need for internet access.		completion of the Tribunal's mandate.
Capacity building in Rwanda on Information management	No training in information literacy in Rwanda.	The Library conducts annual trainings to the Rwanda Judiciary staff and Law students in online legal searching. Rwandans are also trained in Library/Information management.	The training sessions contribute to a better visibility of the ICTR and to the promotion of its work.	Rwandan legal professionals will be in a position to make informed decisions should ICTR cases be transferred to Rwanda. Rwandan Librarians are prepared to manage Court Libraries in support of the judicial process in Rwanda. Law students will be able to conduct legal searches for their thesis and future work as lawyers.
Office of the Prosecutor-IESS				
Scanning, Storage and Preservation of Evidence	Prior to May 1997, there was no Electronic Archiving of Evidence. The mode of Processing the Evidence then was not as defined the way it is now. One person had to Scan, OCR, Export and do the Data Entry. All pages in the same document bore one identification number. Manual Stampers which were used were slow and sometimes spilled ink which reduced the quality of scanning.	Now we have *Zyimage Database* in place which has made the search and retrieval of documents much easier. The processing of evidence has been well defined allowing proper quality control and timely processing of Evidence. Electronic stampers are used now. Quality of scanning greatly improved. All pages in a document now have unique Evidence registration numbers for easy identification and presentation in court.	These improvements have not only accelerated the processing of Evidence but have also made them more secure and enabled us to improve the quality of our services to the trial team.	Faster processing means more efficiency. Electronic archiving has improved our mode of searching and locating documents – improving accuracy, savings in time and effort.

ANNEX 7

Systems, Processes, Tasks	Previous way of handling	New/Improved way of handling	Benefit or added value to the ICTR	Impact on the implementation of the Completion Strategy
Management of Disclosure to Defense and Accused Persons	Purely manual operation, all documents for disclosure are printed and submitted to the Registry for disclosure, sometimes such disclosures usually led to the use of massive amounts of paper up to 5000 pages because multiple accused would require individual copies	Electronic disclosure has become the norm since all evidence now exist in image format, such files for disclosure are isolated and converted to PDF for download onto a CD Rom which is then disclosed paper used is limited to the inventory of the contents of CD which is usually only a few pages In addition, the Prosecutor has been able to implement the Electronic Disclosure Suite (EDS) which makes it possible for the Defense to access general disclosure materials in a central repository available via the internet	Human resources are freed to address other issues. Time spent sorting manually and doing photocopying is reduced, there is less stress on our printers and such disclosures save money in terms of mailing by the registry, disclosure turnaround time is significantly reduced The EDS allows the Defense to have access to the Prosecutor's archives in text searchable format	The system allows us to do more with less personnel in terms of photocopy clerks, technicians for copiers etc. The Tribunal avoids heavy transportation costs associated with air transport of documents Text searchability of the EDS also allows Defense access to documents and avoids the filing of unnecessary motions and hearings
Data back-up and disaster control	For a long time, the only task undertaken to support a disaster recovery at OTP was data backup. Thus none of the standard contingency planning or disaster recovery procedures was implemented	Recently, OTP in collaboration with EDP developed business continuity and disaster recovery guidelines. These guidelines will continually be tested and updated to ensure their effectiveness	In case of a disaster affecting part or entire information systems operating at OTP, the contingency plan and disaster recovery guidelines developed will be activated. These guidelines will mitigate the effects of the disaster on the activities of OTP	Reduced turn-around time during a disaster has the potential to minimize delays of proceedings, thus can have a positive effect on their dates of completion
Communication – Audio-Visual				
Witness Testimonies by video link using the joint ICTR-ICTY satellite	Physical presence in Arusha of all witnesses was required	Our investment in the joint ICTR-ICTY Satellite project has also started paying dividends First, there is an increased use of the videoconferencing system for various meetings between New York and Arusha, Arusha and The Hague and	The savings in terms of travel time, costs including air-tickets and DSA, have been immense The offer of VTC facilities (new equipment and rooms equipped) is now double as it was in 2003	The time saved in organizing testimonies by video link allows the Tribunal to speed up the process of Trials and therefore to work faster. This is fully meeting the goals as described in the Completion Strategy The savings in term of budget allows the Tribunal to redeploy

Systems, Processes, Tasks	Previous way of handling	New/Improved way of handling	Benefit or added value to the ICTR	Impact on the implementation of the Completion Strategy
		between Arusha and Kigali. OTP, General Support Services Section and Human Resources have been extensive users. The system has also been used a lot for taking remote witness testimonies in the Trial Chambers from both The Hague, Brussels, Kigali, Toronto, Cape Town.		means to fund other projects, helping in that sense the completion of more goals, faster.
Video broadcast facilities and satellite uplinks	Programs or archives had to be copied on tapes and sent by mail.	Video broadcast facilities and satellite uplinks were provided to various TV channel worldwide, judgments were broadcasted as well as several Trial sessions like during General Dallaire's testimony.	Improved visibility of the operations of the ICTR.	Improved perception of the usefulness of the Tribunal's mandate and achievements.